

R277-433 received final approval by the Utah State Board of Education on July 14, 2017. R277-433 is published in the August 15, 2017 Utah State Bulletin, subject to a 30-day comment period, with a first possible effective date of September 21, 2017.

**R277. Education, Administration.**

**R277-433. Disposal of Textbooks in the Public Schools.**

**R277-433-[2]1. Authority and Purpose.**

~~[A-](1)~~ This rule is authorized by:

(a) Utah Constitution, Article X, Section 3, which ~~[places]~~ vests general control and supervision ~~[of the]~~ over public ~~[school system under]~~ education in the Board; ~~[and by]~~

(b) Section 53A-1-401, which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law; and

(c) Section 53A-12-207, which requires the Board to make rules providing for the disposal or reuse of useable textbooks in the public schools.

~~[B-](2)~~ The purpose of this rule is to provide procedures for LEA policies for the reuse or disposal of textbooks in the public schools.

**R277-433-[1]2. Definitions.**

~~[A-]~~ "Board" means the Utah State Board of Education.

~~[B-](1)~~ "LEA" ~~[means a local education agency, including local school boards/public school districts and]~~ includes, for purposes of this rule, the Utah Schools for the Deaf and the Blind.

~~[C-](2)~~ "Textbook" means:

(a) any printed book ~~[which]~~ that is required for participation in a course of instruction~~[-]; [The term also includes]~~

(b) printed texts approved for pilot or trial use by the State Instructional Materials Commission; or

(c) books used in classes for which textbooks are generally not adopted at the state level.

~~[D-](3)~~ "Useable textbooks" means a set of at least 25 textbooks~~[-, as defined above;]~~ that are not badly damaged, worn out, or outdated.

~~[E-]~~ "USOE" means the Utah State Office of Education.

**R277-433-3. LEA Policies on Disposal of Textbooks.**

~~[A-](1)~~ Each LEA~~[s]~~ shall develop policies regarding the reuse or disposal of textbooks.

~~[B-](2)~~ An LEA's policies shall provide procedures for notification to other LEAs of available textbooks and timelines for disposal of textbooks.

~~[C-](3)~~ An LEA's policies shall provide procedures for negotiating the exchange of the textbooks.

~~[D-]~~ A required policy and implementation shall be suspended consistent with Section 53A-12-207(1) until the 2013-2014 school year.

**KEY: textbooks**

**Date of Enactment or Last Substantive Amendment:** ~~[October 9, 2012]~~ 2017

**Notice of Continuation:** July 19, 2017

**Authorizing, and Implemented or Interpreted Law:** Art X Sec 3; 53A-1-401; 53A-12-

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